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December 8, 2003

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DEC - 8 2003

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
Washington, D.C. 20554


FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Re: Inter-Community Telephone Company, LLC  
Petition for Waiver of Section 52.23(c) of the Commission's Rules  
Request for Dismissal Without Prejudice of Petition for Waiver  
Ex Parte Filing in CC Docket No. 95-116

Dear Ms. Dortch:

Inter-Community Telephone Company, LLC (the "Company") respectfully seeks to withdraw its Petition for Waiver of Section 52.23(c) of the Commission's Rules ("Petition").<sup>1</sup> Subsequent to the filing of the Petition, the Commission released an order addressing general aspects of wireline-wireless portability,<sup>2</sup> rendering the relief requested by the Petition unnecessary at this time. Accordingly, the Company respectfully requests that the Commission dismiss its Petition without prejudice.

Please contact the undersigned with any questions or concerns.

By:   
Sylvia Lesse  
John Kuykendall

Its Attorneys

cc. William Maher  
Eric Einhorn  
Pam Slipakoff  
Cheryl Callahan  
Qualex International

1 The Petition was filed in the above-referenced docket on September 24, 2003.

2 See *In the Matter of Telephone Number Portability, CTIA Petition for Declaratory Ruling on Wireline-Wireless Porting Issues Memorandum Opinion and Order and Further Notice of Proposed Rulemaking*, CC Docket No. 95-116, FCC 03-284 (rel. Nov. 10, 2003).

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